

FEDERAL REGISTER

Vol. 76 Thursday,

No. 194 October 6, 2011

Pages 61933-62280

OFFICE OF THE FEDERAL REGISTER



The FEDERAL REGISTER (ISSN 0097-6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The FEDERAL REGISTER provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see www.ofr.gov.

The seal of the National Archives and Records Administration authenticates the Federal Register as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the Federal Register shall be judicially noticed.

The Federal Register is published in paper and on 24x microfiche. It is also available online at no charge at www.fdsys.gov, a service of the U.S. Government Printing Office.

The online edition of the Federal Register is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6:00 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, 1 (January 2, 1994) forward. For more information, contact the GPO Customer Contact Center, U.S. Government Printing Office. Phone 202-512-1800 or 866-512-1800 (toll free). E-mail, *gpo@custhelp.com*.

The annual subscription price for the Federal Register paper edition is \$749 plus postage, or \$808, plus postage, for a combined Federal Register, Federal Register Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the Federal Register including the Federal Register Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily **Federal Register**, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: U.S. Government Printing Office—New Orders, P.O. Box 979050, St. Louis, MO 63197-9000; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see bookstore.gpo.gov.

There are no restrictions on the republication of material appearing in the **Federal Register**.

How To Cite This Publication: Use the volume number and the page number. Example: 76 FR 12345.

Postmaster: Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington, DC 20402, along with the entire mailing label from the last issue received.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202-512-1800 Assistance with public subscriptions 202-512-1806 General online information 202-512-1530; 1-888-293-6498

Single copies/back copies: Paper or fiche 202-512-1800

Assistance with public single copies 1-866-512-1800 (Toll-Free)

FEDERAL AGENCIES

Subscriptions:

Paper or fiche 202-741-6005 Assistance with Federal agency subscriptions 202-741-6005



Contents

Federal Register

Vol. 76, No. 194

Thursday, October 6, 2011

Agency for Healthcare Research and Quality NOTICES

Meetings:

National Advisory Council for Healthcare Research and Quality, 62068

Agricultural Marketing Service

RULES

Handling of Spearmint Oil Produced in the Far West: Salable Quantity and Allotment Percentage for Class 1 (Scotch) and Class 3 (Native) Spearmint Oil for the 2011-2012 Marketing Year, 61933-61937

Agriculture Department

See Agricultural Marketing Service See Forest Service

NOTICES

Privacy Act; Systems of Records, 62035–62038

Arts and Humanities, National Foundation

See National Foundation on the Arts and the Humanities

Centers for Disease Control and Prevention NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 62068-62071

Advisory Committee on Childhood Lead Poisoning Prevention, 62071

Advisory Committee to the Director, 62071-62072 Health Disparities Subcommittee, 62071

Children and Families Administration

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 62072

Coast Guard

RULES

Safety Zones:

Fireworks Displays in Captain of the Port Long Island Sound Zone, 61947-61950

Security Zones:

2011 Asia–Pacific Economic Cooperation Conference, Oahu, HI, 61950-61954

NOTICES

Meetings:

Great Lakes Pilotage Advisory Committee; Correction, 62085

Commerce Department

See International Trade Administration See National Oceanic and Atmospheric Administration

Commission of Fine Arts

NOTICES

Meetings, 62044

Consumer Product Safety Commission NOTICES

Alternative Testing Requirements for Small Batch Manufacturers, 62044-62046

Defense Department

NOTICES

Meetings:

Defense Science Board, 62046 Membership of the Performance Review Board, 62046– 62047

Education Department

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 62047-62048

Energy Department

See Federal Energy Regulatory Commission PROPOSED RULES

Energy Conservation Program for Consumer Products: Test Procedures for Residential Furnaces and Boilers (Standby Mode and Off Mode); Correction, 61999

Applications for Blanket Authorizations to Export Previously Imported Liquefied Natural Gas on a Short-Term Basis:

ConocoPhillips Co., 62048-62050

DOE-NSF Nuclear Science Advisory Committee; Renewal,

Loan Guarantees:

Abengoa Bioenergy Biomass of Kansas, LLC, Abengoa Biorefinery Project, Hugoton, Kansas, 62050–62052 First Solar, Inc., for the Desert Sunlight Solar Farm Project, 62052-62054

Meetings:

Environmental Management Site-Specific Advisory Board Chairs, 62054-62055

Environmental Protection Agency PROPOSED RULES

Revisions to the California State Implementation Plan, 62002-62004

Revisions to the California State Implementation Plan: California Air Resources Board, Consumer Products, 62004-62006

NOTICES

Clean Water Act; Availability of List Decisions, 62061-62062

Meetings:

Good Neighbor Environmental Board; Teleconference, 62062

Proposed Approvals:

Central Characterization Project Remote-Handled Transuranic Waste Characterization Program, Sandia National Laboratory, 62062-62066

Farm Credit Administration

NOTICES

Meetings; Sunshine Act, 62066

Federal Aviation Administration

PROPOSED RULES

Policy Statement:

Inappropriate Design Approval Holder (DAH) Restrictions on the Use and Availability of Instructions for Continued Airworthiness (ICA), 61999

Federal Communications Commission

RULES

Electronic Tariff Filing System, 61956

Federal Emergency Management Agency

Suspensions of Community Eligibility, 61954–61956 PROPOSED RULES

Flood Elevation Determinations, 62006–62016

Major Disasters and Related Determinations:

New Hampshire, 62086

Pennsylvania, 62085–62086

Major Disaster Declarations:

North Carolina; Amendment No. 1, 62086

Federal Energy Regulatory Commission NOTICES

Complaints:

Mississippi Delta Energy Agency, et al. v. Entergy Services, Inc., 62055

Environmental Assessments; Availability, etc.:

Wabash Gas Storage, LLC, 62055–62058

Filings:

Southcross Alabama Pipeline LLC, 62058

License Amendment Applications:

AmerenUE, 62058-62059

Lower Valley Energy, 62059-62060

Preliminary Permit Applications:

NortHydro, LLC, 62060-62061

Federal Motor Carrier Safety Administration NOTICES

Qualification of Drivers; Exemption Applications; Vision, 62143–62144

Federal Railroad Administration NOTICES

Environmental Impact Statements; Availability, etc.: Implementation of Passenger Rail Service between Tucson and Phoenix, AZ, 62144–62148

Federal Trade Commission NOTICES

Proposed Consent Orders:

Phusion Projects, LLC, et al., 62066-62067

Federal Transit Administration NOTICES

Environmental Impact Statements; Availability, etc.: Implementation of Passenger Rail Service between Tucson and Phoenix, AZ, 62144–62148

Proposed Circulars:

Environmental Justice; Title IV; Corrections, 62148

Financial Crimes Enforcement Network NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Registration of Money Services Business (MSB), FinCEN Report 107, to Incorporate Changes to MSB Definitions and Add Provisions for Prepaid Access, 62149–62164

Fine Arts Commission

See Commission of Fine Arts

Fish and Wildlife Service

RULES

Convention on International Trade in Endangered Species of Wild Fauna and Flora:

Inclusion of the Hellbender, Including the Eastern Hellbender and the Ozark Hellbender, 61978–61985

Endangered and Threatened Wildlife and Plants:

Endangered Status for the Ozark Hellbender Salamander, 61956–61978

PROPOSED RULES

Endangered and Threatened Wildlife and Plants:

12-Month Finding on a Petition to List Texas Fatmucket, Golden Orb, Smooth Pimpleback, Texas Pimpleback, and Texas Fawnsfoot, 62166–62212

12-Month Finding on Petition to List the Mohave Ground Squirrel, 62214–62258

Partial 90-Day Finding on a Petition to List 404 Species in the Southeastern United States With Critical Habitat, 62260–62280

Red-Crowned Parrot, 62016-62034

NOTICES

Environmental Assessments; Availability, etc.:

Draft Conservation Plan, Dunes Sagebrush Lizard, Texas, 62087–62088

Food and Drug Administration

NOTICES

Center for Devices and Radiological Health:

Standard Operating Procedures for Network of Experts; Request for Comments, 62072–62073

Guidance for Industry; Availability:

Implementation of the Fee Provisions of the FDA Food Safety Modernization Act, 62073–62074

Forest Service

NOTICES

Boundary Establishments:

North Fork Crooked National Wild and Scenic River, Crook County, OR, 62038

Meetings:

Lake Tahoe Basin Federal Advisory Committee, 62038–62039

Health and Human Services Department

See Agency for Healthcare Research and Quality

See Centers for Disease Control and Prevention

See Children and Families Administration

See Food and Drug Administration

See Inspector General Office, Health and Human Services Department

See National Institutes of Health

NOTICES

Delegation of Authorities, 62068

Homeland Security Department

See Coast Guard

See Federal Emergency Management Agency

See U.S. Customs and Border Protection

Inspector General Office, Health and Human Services Department

NOTICES

Proposed Revision of Performance Standards for State Medicaid Fraud Control Units, 62074–62077

Interior Department

See Fish and Wildlife Service

See Land Management Bureau See National Park Service

Internal Revenue Service

RULES

Implementation of Form 990; Correction, 61946–61947 Timely Mailing Treated as Timely Filing; Correction, 61947

International Trade Administration

NOTICES

Antidumping Duty Administrative Reviews; Final Results: Certain Hot-Rolled Carbon Steel Flat Products from India, 62039–62040

Antidumping Duty Orders; Final Results of Expedited Third Sunset Review:

Pure Magnesium from the People's Republic of China, 62040–62042

International Trade Commission

RULES

Practice and Procedure:

General Application, Safeguards, Antidumping and Countervailing Duty, and Adjudication and Enforcement, 61937–61946

NOTICES

Antidumping Duty Orders; Expedited Five-Year Reviews: Pure Magnesium From China, 62091–62092 Complaints, 62092

Filing Procedures Handbook; Availability, 62092-62093

Labor Department

See Occupational Safety and Health Administration

Land Management Bureau

NOTICES

Stays of Filings of Plat: Colorado, 62088

National Foundation on the Arts and the Humanities NOTICES

Meetings:

National Council on the Arts, 62094

National Highway Traffic Safety Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 62148–62149

National Institutes of Health

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Environmental Science Formative Research Methodology Studies for the National Childrens Study, 62077– 62079

Meetings:

Center For Scientific Review, 62082

Center for Scientific Review, 62079-62082

Institute of Environmental Health Sciences, 62080

National Cancer Institute, 62079, 62082

National Institute of Diabetes and Digestive and Kidney Diseases, 62082–62083

National Institute of General Medical Sciences, 62080–62081, 62083

Office of the Director, 62081

Statement of Organization, Functions, and Delegations of Authority, 62083–62085

National Oceanic and Atmospheric Administration RULES

Fisheries of the Northeastern United States; Northeast Multispecies Fishery:

Georges Bank Yellowtail Flounder Catch Limit Revisions, 61995–61996

Fishery Management Plan for Scallop Fishery Off Alaska; Amendment 13, 61996–61998

Fishing Capacity Reduction Program for the Southeast Alaska Purse Seine Salmon Fishery, 61985–61995 NOTICES

Meetings:

Gulf of Mexico Fishery Management Council, 62042–62044

South Atlantic Fishery Management Council, 62042

National Park Service

NOTICES

Environmental Impact Statements; Availability, etc.: New River Gorge National River, WV, 62089 Meetings:

Alaska Region Subsistence Resource Commission Program, 62090–62091

Committee for the Preservation of the White House; Correction, 62089–62090

Denali National Park and Preserve Aircraft Overflights Advisory Council within the Alaska Region, 62090

National Science Foundation

NOTICES

Antarctic Conservation Act Permit Modifications, 62094

Nuclear Regulatory Commission

NOTICES

Applications for Amendments to Facility Operating Licenses:

Exelon Generation Company, LLC; Withdrawal, 62095

Occupational Safety and Health Administration NOTICES

Meetings:

Preventing Occupational Hearing Loss, 62093-62094

Peace Corps

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 62095

Personnel Management Office

NOTICE

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 62096

Postal Regulatory Commission

NOTICES

Post Office Closings, 62096-62098

Postal Service

PROPOSED RULES

Express Mail Domestic Postage Refund Policy and Waiver of Signature, 62000–62002

Railroad Retirement Board

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 62098–62099 Meetings; Sunshine Act; Cancellation, 62099

Securities and Exchange Commission

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 62099-62100

Approval of Filing Fees for Exempt Reporting Advisers and Private Fund Advisers, 62100-62101

Self-Regulatory Organizations; Proposed Rule Changes:

BATS Exchange, Inc., 62107–62110

BATS Y-Exchange, Inc., 62103-62107

C2 Options Exchange, Inc., 62123-62125

Chicago Board Options Exchange, Inc., 62102-62103, 62121-62122

Chicago Stock Exchange, Inc., 62126-62128

Financial Industry Regulatory Authority, Inc., 62128-62130

NASDAQ OMX BX, 62111-62112

New York Stock Exchange LLC, 62122-62123

NYSE Amex LLC, 62116-62117, 62125-62126

NYSE Arca, Inc, 62112-62116, 62118-62120

Small Business Administration

NOTICES

Disaster Declarations:

California, 62132

Delaware, 62132-62133

District of Columbia, 62131

New York, Amendment 1, 62131-62132

Texas, Amendment 1, 62131

Texas, Amendment 5, 62130-62131

Virginia, Amendment 2, 62132

Major Disaster Declarations:

Puerto Rico, Amendment 4, 62133

Puerto Rico, Amendment 3, 62133

Meetings:

National Women's Business Council, 62133-62134

State Department

NOTICES

Registration for the Diversity Immigrant Visa Program, 62134-62141

Surface Transportation Board

NOTICES

Petitions for Declaratory Orders:

American Chemistry Council, et al. v. Alabama Gulf Coast Railway; CF Industries, Inc. v. Indiana and Ohio Railway et al., 62149

Susquehanna River Basin Commission NOTICES

Actions Taken at September 15, 2011 Meeting, 62142-62143

Transportation Department

See Federal Aviation Administration

See Federal Motor Carrier Safety Administration

See Federal Railroad Administration

See Federal Transit Administration

See National Highway Traffic Safety Administration

See Surface Transportation Board

Treasury Department

See Financial Crimes Enforcement Network

See Internal Revenue Service

U.S. Customs and Border Protection NOTICES

Agency Information Collection Activities; Proposals,

Submissions, and Approvals:

Entry and Manifest of Merchandise Free of Duty, Carrier's Certificate and Release, 62086-62087

Veterans Affairs Department

NOTICES

Meetings:

VASRD Improvement Forum; Updating Disability Criteria for the Respiratory System, Cardiovascular System, etc., 62164

Separate Parts In This Issue

Part II

Interior Department, Fish and Wildlife Service, 62166-62212

Part III

Interior Department, Fish and Wildlife Service, 62214-62258

Part IV

Interior Department, Fish and Wildlife Service, 62260-62280

Reader Aids

Consult the Reader Aids section at the end of this page for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, go to http:// listserv.access.gpo.gov and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

7 CFR 985	.61933
10 CFR Proposed Rules: 430	.61999
Proposed Rules:	.61999
19 CFR 201 206 207 210	.61937 .61937 .61937
26 CFR 1 (2 documents)	.61947
33 CFR 165 (2 documents)	61947, 61950
39 CFR Proposed Rules: 11140 CFR	.62000
Proposed Rules: 52 (2 documents)	62002, 62004
44 CFR 64	.61954
Proposed Rules: 67	.62006
47 CFR 61	
50 CFR 17	.61978 .61985 .61995 .61996
62165, 62213,	62259